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8 **IN THE UNITED STATES DISTRICT COURT FOR THE**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN FRANCISCO DIVISION**

11 **UNITED STATES OF AMERICA and**  
12 **JOHN MYERS, Revenue Officer,**

13 **Petitioners,**

14 **v.**

15 **PHILIP BEITPOULICE,**

16 **Respondent.**

)  
) **NO. C-07-6143**  
)

) **ORDER TO SHOW CAUSE RE**  
) **ENFORCEMENT OF INTERNAL**  
) **REVENUE SERVICE SUMMONS**

17 Good cause having been shown by the petitioner upon its petition filed in the above-  
18 entitled proceeding on December 5, 2007, 2007, it is hereby:

19 **ORDERED** that respondent John L. Mahoney appear before this Court on the 14th  
20 day of February, 2008, at 10:00 a.m., in Courtroom B, 15th Floor, United States District  
21 Court, 450 Golden Gate Avenue, San Francisco, California, and then and there show cause, if  
22 any, why respondent should not be compelled to appear and provide documents and testimony as  
23 required by the summons heretofore served upon respondent as alleged and set forth in particular  
24 in said petition; and it is further

25 **ORDERED** that a copy of this Order to Show Cause, together with a copy of the  
26 aforesaid petition, be served upon said respondent in accordance with Rule 4 of the Federal  
27 Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above  
28 specified; and it is further

1           **ORDERED** that within twenty-one (21) days before the return date of this Order,  
2 respondent may file and serve a written response to the petition, supported by appropriate  
3 affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, as well as any motion  
4 respondent desires to make, that the petitioner may file and serve a written reply to such  
5 response, if any, within fourteen (14) days before the return date of this Order; that all motions  
6 and issues raised by the pleadings will be considered on the return date of this Order, and only  
7 those issues raised by motion or brought into controversy by the responsive pleadings and  
8 supported by affidavit(s) or declaration(s) will be considered at the return of this Order, and any  
9 uncontested allegation in the petition will be considered admitted.

10           **ORDERED** this 12th day of December, 2007, at San Francisco, California.

